

BEFORE THE  
DEPARTMENT OF TRANSPORTATION  
WASHINGTON, D.C.

Application of

**HELIEJECUTIVO, S.A. DE C.V.**

for an exemption from 49 U.S.C. § 41301  
(U.S./Mexico Charter Air Transportation)

Docket DOT-OST-2021-\_\_\_\_\_

APPLICATION OF  
  
HELIEJECUTIVO, S.A. DE C.V.  
  
FOR AN EXEMPTION

Communications concerning this document may be served upon:

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Attorneys for  
Heliejecutivo, S.A. de C.V.

July 6, 2021

NOTICE: Any person may support or oppose this Application by filing an answer and serving a copy of that answer on the above attorneys and on each person served with this application. The due date for answers is July 21, 2021.

BEFORE THE  
DEPARTMENT OF TRANSPORTATION  
WASHINGTON, D.C.

Application of

**HELIEJECUTIVO, S.A. DE C.V.**

for an exemption from 49 U.S.C. § 41301  
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Docket DOT-OST-2021-\_\_\_\_\_

APPLICATION OF  
HELIEJECUTIVO, S.A. DE C.V.  
FOR AN EXEMPTION

Pursuant to 49 U.S.C. § 40109 and Subpart C of the Department's Rules of Practice, Heliejecutivo, S.A. de C.V., a Mexican air taxi operator of small aircraft, hereby requests an exemption from 49 U.S.C. § 41301 for a period of at least two years to authorize it to engage in charter foreign air transportation of passengers between Mexico and the United States and in other passenger charter operations in accordance with 14 CFR Part 212, using small aircraft.

Heliejecutivo requests the full scope of passenger charter rights available to Mexican air carriers under the provisions of the U.S.-Mexico Air Transport Agreement signed on December 18, 2015. Specifically, Heliejecutivo seeks exemption authority to conduct passenger charter operations, using small aircraft, in foreign air transportation between any point or points in Mexico and any point or points in the U.S.; and from a point or points in Mexico, via an intermediate point or points, to any point or points in the U.S., and beyond, as mutually agreed in writing by U.S. DOT and the former Mexican Dirección General de Aeronáutica Civil in Mexico ("DGAC"), provided that such

service constitutes part of a continuous operation, with or without a change of aircraft, that includes service to Mexico for the purpose of carrying local traffic between Mexico and the U.S. Heliejecutivo also seeks authority to conduct other passenger charter operations to/from the U.S., such as seventh-freedom passenger charter operations, subject to the prior approval requirements set forth in 14 C.F.R. Part 212.

Heliejecutivo states as follows in support of this Application:

1. Heliejecutivo was incorporated as an air taxi in February 2006. Its primary purpose has been to provide its clients with personalized service, flexible schedules, the highest standards of safety, and professional and courteous aircrews. Heliejecutivo operates four aircraft, all of which are registered as commercial aircraft in Mexico.

Heliejecutivo's full name is Heliejecutivo, S.A. de C.V. Its addresses are:

Corporate & Mailing Address:

Calzada las Aguilas, No. 1124  
C-304, Col. San Clemente Sur  
Alcaldía Álvaro Obregón  
C.P. 01740, Ciudad de México  
MEXICO

Operations Address:

Aeropuerto Internacional de Toluca  
Zona de Aviación General  
Calle 2, Lote 19, San Pedro Totoltepec  
C.P. 50226, Estado de México  
MEXICO

2. The name and official address of the air transport authority in Mexico with regulatory jurisdiction over Heliejecutivo is:

Agencia Federal de Aviacion Civil ("AFAC")  
Blvd. Adolfo López Mateos No. 1990  
Col. Los Alpes Tlacopac, Deleg. Alvaro Obregón  
C.P. 01010, Mexico, D.F.  
MEXICO

3. Heliejecutivo is operationally and financially qualified to perform the air transportation services for which it requests authorization in this Application. As evidence thereof –

(a) In 2006 the former DGAC issued Heliejecutivo a license to provide worldwide non-scheduled ("*no regular*") passenger air taxi service. A copy of Heliejecutivo's international license from the AFAC, including a translation in English, is attached as Exhibit A. A copy of Heliejecutivo's current Air Operator Certificate is attached as Exhibit B.

(b) Heliejecutivo estimates that it will operate approximately 120 round trips annually between Mexico and the United States with an average load of four passengers per flight. The majority of this traffic will originate in Mexico.

(c) Heliejecutivo owns and operates three Hawker 800 series corporate jets that it will use for its U.S. service. Each of the first two is a Model 800XP--the first with Mexican registration XA-HEL and configured with ten passenger seats, and the second with Mexican registration XA-YNZ and configured with nine passenger seats. The third is a Model 800A with Mexican registration XA-JLJ configured for ten passenger seats. Heliejecutivo is in the process of adding one to two additional aircraft to its fleet; the additional aircraft will be similar in size and capability to its current aircraft.

(d) Heliejecutivo maintains its aircraft in accordance with an airworthiness program that the Mexican AFAC has found to be in compliance with ICAO Annexes 1, 6 (Part I) and 7.

(e) Heliejecutivo has a well-qualified management team. Each of its key personnel is a citizen and resident of Mexico. None are related by blood or marriage.

**KEY PERSONNEL**

NAME	POSITION	EXPERIENCE
Luis Miguel Suárez Sánchez	CEO	Captain Suárez has served as the General Director of Heliejecutivo since 2015. Cap. Suarez holds commercial pilot licenses from both the Mexican AFAC and the FAA, and he has accumulated over 1,200 flight hours operating aircraft such as Beechcraft 76 and Learjet 35.
Jorge Antonio Raya Merchand	Director of Operations	Captain Raya has served as Director of Operations since 2015. Cap. Rocha has accumulated more than 9,700 flight hours operating fixed- and rotary-wing aircraft. Before joining Heliejecutivo, Cap. Raya was a pilot for the Office of the Attorney General of Mexico (conducting aerial operations in conjunction with the AG's campaign against drug trafficking). He has also worked for a number of Mexican carriers, such as Transportes Aereos Pegaso; Pesca Azteca; Transportes Aereos Ejecutivos; Transportes Aereos Monterrey; Aeromundo Ejecutivo; Vuelo Ejecutivo; Servicios Integrales de Aviacion; and Corporación Aeroangeles.
Francisco Javier Rivera Saldivar	Director of Maintenance	Francisco Rivera has served as Director of Maintenance since 2017. After graduating from Mexico's National Polytechnic Institute in 1996 with a degree in Aeronautical Engineering, Mr. Rivera accepted a position as a quality control engineer with Aeromar, S.A. de C.V. Following his tenure with Aeromar, Mr. Rivera obtained additional years of maintenance and engineering experience with several Mexican air taxis, including Cross Air Services, EOLO PLUS, Aero JL, and Aerolineas Mesoamericanas.

(f) Heliejecutivo's 2019 and 2020 financial statements are provided in Exhibit C.

(g) **OWNERSHIP OF HELIEJECUTIVO, S.A. de C.V.**

SHAREHOLDER	CITIZENSHIP	ISSUED SHARES	PERCENTAGE
Gilberto Sebastián Suárez Sánchez	Mexican	30	60%
Luis Miguel Suárez Sánchez	Mexican	20	40%

Gilberto and Luis Miguel Suárez are brothers.

(h) Heliejecutivo maintains combined single limit of liability coverage on its aircraft that exceeds the requirements of 14 C.F.R. Part 205. A Certificate of Insurance (OST Form 6411) for Heliejecutivo's aircraft has been filed with the FAA.

(i) None of Heliejecutivo's key personnel holds any interest, directly or indirectly, in any other aeronautical enterprise or common carrier.

(j) Heliejecutivo has not been involved in any safety violations, tariff violations, or fatal accidents.

(k) Heliejecutivo does not have any agreements or cooperative working agreements with any U.S. or foreign air carrier affecting its proposed services to the United States.

(l) Heliejecutivo has executed OST Form 4523 (Waiver of Liability Limits under the Warsaw Convention) and filed a copy in Docket DOT-OST-1995-236.

4. The exemption authority that Heliejecutivo is seeking is in the public interest since it is fully consistent with the liberalized Air Transport Agreement between the U.S. and Mexico.

WHEREFORE, Heliejecutivo, S.A. de C.V., respectfully requests exemption authority for a period of at least two years to engage in charter foreign air transportation of passengers between Mexico and the United States to the full extent of the Air Transport Agreement between the United States and Mexico and to engage in other passenger charter operations in accordance with 14 CFR Part 212, using small aircraft, and for such other relief as may be in the public interest.

Respectfully submitted,

A handwritten signature in blue ink, appearing to read "Moffett B. Roller", is written over a horizontal line.

Moffett B. Roller  
Charles M. Greene  
ROLLER & BAUER, PLLC  
Attorneys for  
Heliejecutivo, S.A. de C.V.

July 6, 2021

APPLICATION FOR EXEMPTION  
HELIEJECUTIVO, S.A. DE C.V.

EXHIBIT A

MEXICAN INTERNATIONAL LICENSE (TAI)

AS ISSUED and AMENDED IN SPANISH

WITH

ENGLISH TRANSLATIONS



DIRECCIÓN GENERAL DE AERONÁUTICA CIVIL.  
DIRECCIÓN GENERAL ADJUNTA DE TRANSPORTE Y  
CONTROL AERONÁUTICO.  
SUBDIRECCIÓN DE AVIACIÓN GENERAL Y  
SERVICIOS AÉREOS.

"2011, Año del Turismo en México".

4.I.102.306.-

V.S.

1358 y 1224

México, D.F. a 25 de abril del 2011.

HELIEJECUTIVO, S.A. DE C.V.

IBSEN 15-5, DESP. 501.

COL. CHAPULTEPEC MORALES.

C.P. 11570, MÉXICO, D.F.



SECRETARÍA DE  
COMUNICACIONES  
Y TRANSPORTES



Asunto: Modificación a su  
Permiso de Transporte Aéreo  
Internacional de Pasajeros.

En relación a sus escritos recibidos el 15 y 07 de abril del presente, por los que esa empresa en su carácter de permisionaria de un servicio público para operar **TRANSPORTE NO REGULAR DE TAXI AÉREO INTERNACIONAL DE PASAJEROS**, desde su base de operaciones en Toluca, Edo. de Méx., otorgado mediante oficio No. 4.I.102.306.-10315 de fecha 13 de octubre del 2010, solicita incluir en su equipo de vuelo la aeronave **LEARJET 35A MATRÍCULA XA-BUX**.

Al respecto, esta Dirección General, con fundamento en los artículos 3o., fracción VI, VIII, IX, XII y XIII, 49, 51 y 120 de la Ley de Vías Generales de Comunicación; 1o., 3o., 4o., 5o., fracción I, inciso a), 6o., fracciones IV, V, XI y XII, 7o., 12, 14, 15, 17, 18, 24, 32, 35, 38, 42, 44, 47, fracciones II, IV y V, 61, 70, 74, 76, 84 y demás aplicables de la Ley de Aviación; 10 fracción I, II del Reglamento de la Ley de Aviación Civil y en relación con el artículo 21 fracción VI, del Reglamento Interior de la Secretaría de Comunicaciones y Transportes, **procede a modificar la condición SEGUNDA del permiso No. 4.I.102.306.-10315 de fecha 13 de octubre del 2010, a fin de incluir la aeronave en referencia, y quedar como a continuación se detalla:**

**EQUIPO AUTORIZADO A OPERAR HACIA EL CONTINENTE AMERICANO (INCLUYENDO E.U.A., CUBA Y PANAMÁ):**

**LEARJET 35A**

**MATRÍCULA:**

**XA-BUX.**

Esta modificación debe apegarse a lo establecido en su permiso No. 4.I.102.306.-10315 de fecha 13 de octubre del 2010.

Para la operación de lo(s) vuelo(s) internacional(es) que se autoriza(n), esa empresa queda obligada a mantener vigente en todo momento, su Certificado de Operador Aéreo, así como las Limitaciones a dicho Certificado, expedidas por esta Dirección General de Aeronáutica Civil, sin cuya vigencia o documento que acredite la misma, no podrá realizar operaciones al amparo del permiso antes citado, con base en la **NOM-008-SCT3-2002**.

.../ 2

**DIRECCIÓN GENERAL DE AERONÁUTICA CIVIL.  
DIRECCIÓN GENERAL ADJUNTA DE TRANSPORTE Y  
CONTROL AERONÁUTICO.  
SUBDIRECCIÓN DE AVIACIÓN GENERAL Y  
SERVICIOS AÉREOS.**

**HELIEJECUTIVO, S.A. DE C.V.**

**4.I.102.306.-**

11405

**V.S.**

**1358 y 1224**

SECRETARÍA DE  
COMUNICACIONES  
Y TRANSPORTES



- 2 -

Esta modificación causa derechos por \$3,133.00 M.N. (TRES MIL CIENTO TREINTA Y TRES PESOS 00/100); de acuerdo al artículo 159, fracción II y por registro, \$501.00 M.N. (QUINIENTOS UN PESOS 00/100) conforme al artículo 153, fracción IX, de la Ley Federal de Derechos, la cual fue cubierta mediante recibo de pago de fecha 29 de marzo del 2011.

**ATENTAMENTE  
SUFRAGIO EFECTIVO. NO REELECCIÓN.  
DIRECTOR GENERAL DE AERONÁUTICA CIVIL.**

**LIC. HÉCTOR GONZÁLEZ WEEKS.**



**EL DIRECTOR GENERAL ADJUNTO DE  
TRANSPORTE Y CONTROL AERONÁUTICO.**

**SALVADOR RETANA ROZANO.**

**AMMO\*PTL\*Hge.**

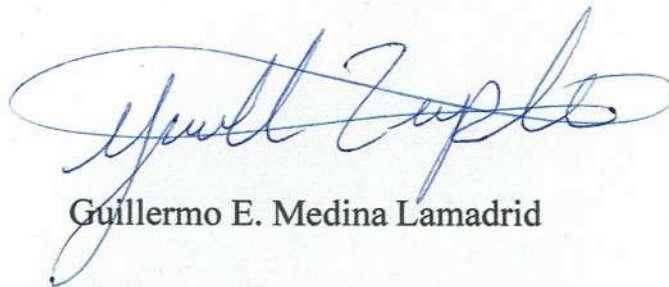
- c.c.p. Lic. Héctor González Weeks.- Dirección General de Aeronáutica Civil. Para su conocimiento.
- c.c.p. Ing. Guillermo A. Magaña Hernández.- Dirección de Aviación. D.G.A.C.- Presente.
- c.c.p. Ing. Carlos Espinoza Schillinger.- Dirección General Adjunta de Seguridad Aérea. D.G.A.C.- Presente.
- c.c.p. Lic. Laura Bautista Fragoso.- Subdirección de Recursos Financieros. D.G.A.C.- Presente.
- c.c.p. Lic. Cynthia Noemí Rodríguez Chapa.- Dirección de Desarrollo Estratégico. D.G.A.C.- Presente.
- c.c.p. Lic. Oscar Rodríguez Medina.- Registro Aeronáutico Mexicano. D.G.A.C.- Presente.
- c.c.p. Lic. Lucero Rodríguez Murillo.- Oficina de Seguros y Fianzas. D.G.A.C.- Presente.



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I, the undersigned, Attorney at Law Guillermo Efrén Medina Lamadrid, an expert translator and interpreter in the English and Spanish languages since 1973, an auxiliary in the administration of justice of the Judicial Council of Mexico City, with most recent authorization published in Judicial Bulletin dated October 14, 2015, state that I made this translation from the original document in Spanish, and that it is true, correct and complete to the best of my knowledge and belief.

In witness whereof, I sign and seal it in Mexico City, Mexico, this 9<sup>th</sup> day of February, 2021.



Guillermo E. Medina Lamadrid

Guillermo Efrén Medina Lamadrid

Perito Traductor Oficial

Tribunal Superior de Justicia  
de la Ciudad de México

**SUBJECT:** Permission is granted to establish and operate a public service of non-regular passenger air taxi.

SECRETARIAT OF  
COMMUNICATIONS  
AND TRANSPORTATION

**MEXICAN OPERATOR**

Mexico, Federal District, October 13, 2010.

**HELIEJECUTIVO, S.A. DE C.V.**

IBSEN 15-5, DESP. 501

COL. CHAPULTEPEC MORALES.

ZIP CODE 11570, MEXICO, FEDERAL DISTRICT

With regard to the arrangements previously made, I would like to inform you that based on Articles 3<sup>rd</sup>, section VI of the Law on General Routes, 6<sup>th</sup>, section II, and II section III, of the Civil Aviation Law, in relation to Article 21, fraction VI of the Internal Regulations of the Secretariat of Communications and Transportation, this Directorate General of Civil Aviation, grants to the company **HELIEJECUTIVO, S.A. DE C.V., PERMISSION** for the establishment and operation of a public service of Non-Regular International Passenger Air Taxi Transportation **from its base of operations in Toluca, State of Mexico, Mexico.**

Based on that, and in accordance with Articles 3<sup>th</sup>, sections II, VIII, IX, XII and XIII, 49, 51, 120 and 121 of the Law on General Routes of Communication; 1<sup>st</sup>, 3<sup>rd</sup>, 4<sup>th</sup>, 5<sup>th</sup>, section I (a), 6<sup>th</sup>, items I, II, XI, and XII, 7<sup>th</sup>, 12, 14, 15, 17, 18, 23, 24, 32, 35, 42, 44, 47, fractions II, IV and V, 61.62, 70, 74, 76, 84, and others applicable to the Civil Aviation Act, 1<sup>st</sup>, 2<sup>nd</sup>, 10, 11, 25, 26, 28, 32 and 193 of its Regulations, this permit shall be subject to the following requirements and conditions:

**I).- THE PERMIT IS GRANTED INDEFINITELY, BASED ON ARTICLE I OF THE CIVIL AVIATION ACT, WHICH SHALL BE TERMINATED WHEN THE PERMISSIONARY INCURS ANY OF THE CAUSES ESTABLISHED IN ARTICLES 14 AND 15 THEREOF.**

**II).-** This permit is issued based on the permit for the operator of public service of non-regular national passenger air taxi transportation, TAN-TN-836, granted by document No. 4.1.102.306.-10003 dated January 08, 2009.

**EQUIPMENT AUTHORIZED TO OPERATE:**

**LEARJET 35A**

**III).-** This permit must be registered in the Mexican Aviation Registry, in accordance with article 47 of the Civil Aviation Law.



IV).- The aircraft(s) will be solely used to provide a public service of non-regular international passenger air taxi.

V).- In case of changes in the aircraft(s) and increases in the number thereof, such company shall request authorization from the General Directorate of Civil Aviation.

VI).- The flight personnel of the aircraft(s) must have the current certificate of competence, issued by the General Directorate of Civil Aviation.

VII).- Such aircraft(s) will leave national territory, through any of the International Airports of the Mexican Republic authorized by the Secretariat of Communications and Transportation, where they will comply with the custom, migration and health formalities.

VIII).- For the operation of the international flight(s) authorized, said Company is obliged to keep its Air Operator's Certificate in force at all times, as well as the Limitations to such Certificate, issued by this General Directorate of Civil Aviation, without whose validity or document proving it, it will not be able to carry out operations under this permit, as per **NOM-008-SCT3-2002**.

IX).- The Company shall follow the airways previously established by the Secretariat of Communications and Transportation.

X).- It must obtain from this Secretariat, the approval and/or registration of the fees and their corresponding application elements, as appropriate.

XI).- The Company is obliged to submit a monthly statistical report to the General Directorate of Civil Aviation (Department of Programming and Statistics), in the form DGAC-1857-1.

**XII).-** The Company shall contract and maintain an insurance that covers liabilities for damages to passengers and luggage, as well as damages to people or things that are on the surface of Mexican territory in terms of Articles 70, 72 and 74 of the Civil Aviation Act, 64, 65, 66, 67, 68, 69, 70, 71 and 72 of its Regulations.

**XIII).-** Based on the provisions of Articles 62 and 74 of the Civil Aviation Act, said Company must guarantee the payment of compensation for damages that could be caused to passengers and luggage outside the Mexican territory, for the amounts established by the Montreal Convention, modified by the Hague Protocol or by any regime in force in the country or countries of destination of international flights for the time to which this permit is subject.

**XIV).-** Prior to the start of their flights abroad, they shall request and obtain the corresponding permission from each of the aviation authorities of the country(ies) mentioned in this authorization and, at the same time, submit to this Agency the copy(ies) of such permission(s) to prove that this requirement was met.

**XV).-** The Company shall not assign, mortgage, encumber, transfer or alienate this permit, or the rights conferred herein, to any foreign government or State.

**XVI).-** The Company shall not assign, mortgage, encumber, transfer or dispose of this permit, or the rights conferred therein, to other individuals, nationals or foreigners without authorization from the Secretariat.

**XVII).-** The Company is obliged to present this permit to the aviation authorities of the international airports that they use to leave and enter the Mexican territory.

**XVIII).-** The Secretariat of Communications and Transportation will dictate the modalities and characteristics according to which the public service is provided in the general routes of communication and means of transport.



Also, the Secretariat will have the power, at any time, to verify compliance with the Laws of General Routes of Communication and Civil Aviation, their regulations and other applicable provisions. For this purpose, the permit holder will be obliged to allow verifiers access to its facilities, to transport them on their equipment to carry out the verification and, in general, to grant them all the facilities for such purposes, as well as to provide the Secretariat the reports with the data allowing to know the operation and exploitation of the air transport services.

**XIX).- Navigation in the airspace over national territory is governed by the provisions of the Civil Aviation Act and by treaties, and in the absence of an express provision, the legal regulations established in Article 4<sup>th</sup> of the Civil Aviation Act and its Regulations will be applied, because of this, the licensee shall comply with each and every one of the provisions contained therein.**

**XX).- For navigation in airspace, it will be mandatory to use air traffic services, radio aids, meteorology, telecommunication and aeronautical information, as well as other aids for air navigation provided by the Decentralized Agency called Servicios a la Navegación en el Espacio Aéreo Mexicano.**

**XXI).- In the provision of air transport services, the licensee, on its own initiative or at the request of the Secretariat, shall adopt the necessary measures to guarantee the maximum safety conditions of the aircraft and its operation to protect the physical integrity of people, luggage and third parties.**

**XXII).- Should the permit holder, commander or pilot not comply with any of the obligations or conditions established in the Civil Aviation Act, in its regulations and in this permit, he/she will be sanctioned in terms of articles 86, 87, 88, 89 and 90 of the aforementioned law.**

**XXIII).- The permit holder shall proceed to pay and, therefore, accredit before this Secretariat of Communications and Transportation, by means of an official receipt of the full rights provided for in articles 159, section II, and 153, section II, of the Federal Rights Law, amounts of **12,530.00 MXN** and **667.00 MXN**, for the granting of this permit and registration in the Mexican Aviation Registry, which were covered by receipt of payment dated September 07, 2010.**

Guillermo Efrén Medina Lamadrid  
Perito Traductor Oficial  
Tribunal Superior de Justicia  
de la Ciudad de México

SECRETARIAT OF  
COMMUNICATIONS AND  
TRANSPORTATION

Besides, the permit holder shall cover annually and accredit through official receipt, the payment of the corresponding fees for each of the years in which the permit is in force, as per the provisions of articles 84 of the Civil Aviation Act, 193 of its Regulations and 155 of the Federal Law of Rights in force.

The accreditation of rights payment shall be verified no later than 25 calendar days after the date of granting this permit and, in the case of subsequent years, the term to accredit the payment will be counted from the date on which such permission was granted.

YOURS TRULY,  
[Motto]  
THE GENERAL DIRECTOR  
OF CIVIL AVIATION

THE DEPUTY GENERAL OFFICER OF AERONAUTIC  
TRANSPORTATION AND CONTROL

(Signed)  
HÉCTOR GONZÁLEZ WEEKS.

(Signed)  
FERNANDO SILVA JIMÉNEZ

[ILLEGIBLE SEAL]  
OCTOBER 13, 2010

[SEAL GENERAL DIRECTORATE OF  
CIVIL AVIATION  
ISSUED ON OCTOBER 13, 2010]

(Signed)

RAR\*PTL\*He

cc: General Directorate Office of Civil Aviation  
cc: Department of Aviation, D.G.A.C.  
cc: General Deputy Directorate of Security, D.G.A.C.  
cc: Directorate of Strategic Development, D.G.A.C.  
cc: Mexican Aviation Registry, D.G.A.C.  
cc: Office of Insurance and Bonds, D.G.A.C.

Guillermo Efrén Medina Lamadrid  
Perito Traductor Oficial  
Tribunal Superior de Justicia  
de la Ciudad de México



REGISTERED UNDER NUMBER 101 OF BOOK 6, CONSISTING OF  
51 PAGES OF SECTION [ILLEGIBLE] AND 667 MXN WERE PAID AS  
FEE, IN ACCORDANCE WITH REQ. NUMBER 657100031160  
MEXICO CITY, September 07, 2010

[ILLEGIBLE SEAL]

ON THE GENERAL DIRECTOR OF CIVIL  
AVIATION ORDER, THE HOLDER OF THE  
MEXICAN AVIATION REGISTRY

(Signed)

OSCAR RODRÍGUEZ MEDINA

THE REGISTRAR

(Signed)

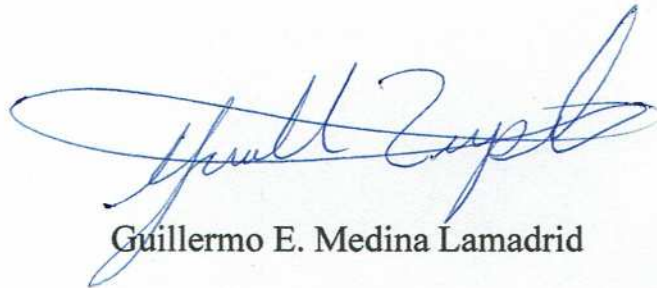
OSCAR RODRÍGUEZ MEDINA

Guillermo Efrén Medina Lamadrid  
Perito Traductor Oficial  
Tribunal Superior de Justicia  
de la Ciudad de México

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I, the undersigned, Attorney at Law Guillermo Efrén Medina Lamadrid, an expert translator and interpreter in the English and Spanish languages since 1973, an auxiliary in the administration of justice of the Judicial Council of Mexico City, with most recent authorization published in Judicial Bulletin dated October 14, 2015, state that I made this translation from the original document in Spanish, and that it is true, correct and complete to the best of my knowledge and belief.

In witness whereof, I sign and seal it in Mexico City, Mexico, this 9<sup>th</sup> day of February, 2021.



Guillermo E. Medina Lamadrid

Guillermo Efrén Medina Lamadrid  
Perito Traductor Oficial  
Tribunal Superior de Justicia  
de la Ciudad de México

GENERAL DIRECTORATE OF CIVIL AVIATION  
DEPUTY GENERAL DIRECTORATE OF AERONAUTIC TRANSPORTATION  
AND CONTROL  
SUBDIRECTORATE OF GENERAL AVIATION AND AIR SERVICES.

SECRETARIAT OF  
COMMUNICATIONS AND  
TRANSPORTATION

[Motto]

4.1.102.306.- [Illegible 11405]  
v.s. 1358 and 1224

Mexico, Federal District, April 25, 2011.

HELIEJECUTIVO, S.A DE C.V.  
IBSEN 15-5, DESP. 501.  
COL. CHAPULTEPEC MORALES  
ZIP CODE 11570, MEXICO, FEDERAL  
DISTRICT

[SEAL GENERAL  
DIRECTORATE OF CIVIL  
AVIATION  
ISSUED ON APRIL 28, 2011]

Subject: Modification to the  
International Passenger Air  
Transport Permit

In reply to your documents received on **April 07** and 15, of the present, whereby that company, licensed to operate a public service of **NON-REGULAR INTERNATIONAL PASSENGER AIR TAXI**, from their operational base at Toluca, State of Mexico, granted through the official letter no. 4.1.102.306.-10315 dated on October 13, 2010, **requests to incorporate to their airliner fleet the LEARJET 35A aircraft with the REGISTRATION XA-BUX.**

Concerning the above, this General Directorate, pursuant to articles 3<sup>rd</sup>., sections VI, VIII, IX, XII and XIII, 49, 51 and 120 of the Law of General Ways and Means of Communication, 1<sup>st</sup>, 3<sup>rd</sup>, 4<sup>th</sup>, 5<sup>th</sup>, section I, paragraph a), 6<sup>th</sup>, sections IV, V, XI and XII, 7<sup>th</sup>., 12, 14, 15, 17, 18, 24, 32, 35, 38, 42, 44, 47, sections II, IV and V, 61, 70, 74, 76, 84 and all other applicable from the Law of Aviation; 10, section I, II, of the Regulations of the Law of Civil Aviation and in connection with article 21, section VI of the Internal Regulations of the Secretariat of Communications and Transportation, **hereby modifies the permit No. 4.1.102.306.-10315 dated on October 13, 2010, in order to incorporate the aforementioned aircraft, and shall now read as follows:**

**AIRLINER AUTHORIZED TO OPERATE IN THE AMERICAN CONTINENT (INCLUDING U.S.A., CUBA, AND PANAMA)**

**LEARJET 35A**

**REGISTRATION: XA-BUX.**

This amendment must comply with the provision of permit No. 4.1.102.306.-10315 dated on October 13, 2010.

In order to operate the international flight(s) being authorized, the company is required to maintain at all times the validity of its Air Operator Certificate and comply with the limitations thereof, as issued by the General Directorate of Civil Aviation without which the company shall not perform operations under the aforementioned permit, pursuant to **NOM-008-SCT3-2002.**

Guillermo Efrén Medina Lamadrid  
Perito Traductor Oficial  
Tribunal Superior de Justicia  
de la Ciudad de México



This amendment has a fee of \$3,133.00 national currency. (THREE THOUSAND ONE HUNDRED THIRTY-THREE PESOS 00/100); as per article 159, section II and \$501.00, national currency for the registration (FIVE HUNDRED ONE PESOS 00/100) as per article 153, section IX of the Law of Federal Fees, which was paid through a payment receipt dated on March 29, 2011.

YOURS TRULY  
EFFECTIVE SUFFRAGE NO RE-ELECTION  
THE GENERAL DIRECTOR OF CIVIL AVIATION

(Signed)  
MR. HÉCTOR GONZÁLEZ WEEKS

[SEAL GENERAL  
DIRECTORATE OF CIVIL  
AVIATION  
ISSUED ON APRIL 28, 2011]

THE DEPUTY GENERAL DIRECTOR OF  
AERONAUTIC TRANSPORTATION AND CONTROL

(Signed)  
MR. SALVADOR RETANA ROZANO

*(Signed)*

AMMO\*PTL\*Hge.

cc: Mr. Héctor González Week. - General Directorate Office of Civil Aviation.  
cc: Eng. Guillermo A. Magaña Hernández. - Department of Aviation. D.G.A.C.  
cc: Eng. Carlos Espinoza Schillinger. - General Deputy Directorate for Air Safety. D.G.A.C.  
cc: Mr. Laura Bautista Fragoso. - Sub-directorate of Financial Resources. D.G.A.C.  
cc: Mr. Cynthia Noemí Rodríguez Chapa. - Directorate of Strategic Development. D.G.A.C.  
cc: Mr. Oscar Rodríguez Medina. - Mexican Aviation Registry. D.G.A.C.  
cc: Mr. Lucero Rodríguez Murillo. - Office of Insurance and Bonds. D.G.A.C.

Guillermo Efrén Medina Lamadrid  
Perito Traductor Oficial  
Tribunal Superior de Justicia  
de la Ciudad de México

APPLICATION FOR EXEMPTION  
HELIEJECUTIVO, S.A. DE C.V.

EXHIBIT B

CERTIFICADO DE EXPLOTADOR  
DE SERVICIOS AEREOS

(AIR OPERATOR CERTIFICATE)



# COMUNICACIONES

SECRETARÍA DE COMUNICACIONES Y TRANSPORTES



# AFAC

AGENCIA FEDERAL  
DE AVIACIÓN CIVIL

(SCT-02-126-A / 14721 / 19)

**Subsecretaría de Transporte**

**Agencia Federal de Aviación Civil**

Dirección General Adjunta de Aviación

Dirección de Aviación

4.1.4.1.-001/20

Ciudad de México a 09 de enero de 2020.

**Heliejecutivo, S. A. de C. V.**

Calzada Las Águilas No. 1124, interior C-304.

Col San Clemente Sur, Alcaldía Álvaro Obregón

Ciudad de México.

Cap. Luis Miguel Suárez Sánchez  
Representante Legal

En atención a su escrito y una vez cubiertos los requerimientos al respecto, anexo al presente, se hace entrega de la renovación del Certificado de Explotador de Servicios Aéreos Aéreo No. **HEE/2010**, el cual es entregado con una vigencia al **27 de enero de 2022**.

Así mismo, deberá de remitir a esta Dirección General Adjunta de Aviación el Certificado Original que ha dejado de tener efecto, a fin de ser controlado en el expediente respectivo.

De conformidad con el artículo 6 fracción VI de la Ley de Aviación Civil, el Reglamento de la Ley de Aviación Civil y la Norma Oficial Mexicana NOM-008-SCT3-2002. Así como en lo establecido en los transitorios Cuarto y Quinto del Decreto por lo que se crea el órgano administrativo desconcentrado de la Secretaría de Comunicaciones y Transportes, denominado Agencia Federal de Aviación Civil.

La presente renovación causó derechos por la cantidad de \$4,909.00 (cuatro mil novecientos nueve pesos 00/100 M.N.) de acuerdo al Artículo 158 Bis, Fracción II de la Ley Federal de Derechos en vigor, que fue pagado con el folio núm. 657190054766..

Atentamente.

**Ing. Guillermo A. Magaña Hernández.**

El Director de Aviación.

- C.C. Director General de Aeronáutica Civil.- Pte.
- C.C. Director General Adjunta de Seguridad Aérea.- Pte.
- C.C. Director de Transportes y Control Aeronáutico.- Pte.
- C.C. Director de Control.- Pte.
- C.C. Comandancia General.-A.I.C.M. "Benito Juárez" Mezanine No. 42 C.P. 15620 Ciudad de México, Pte.
- C.C. Comandancia Regional I Mazatlán.- Apto. "Gral. Rafael Buelna" A.P. No. 2-1 Administración Urbana No. 2. Col. Juárez, C.P. 82180, Mazatlán, Sin.- Pte.
- C.C. Comandancia Regional II.- Apto "Mariano Escobedo" Apodaca, N.L. A.P. No. 62. Km. 21 Carretera a Nuevo Laredo. C.P. 66600, Monterrey, N.L.- Pte.
- C.C. Comandancia Regional III.- Apto. Int. De la Cd. De Guadalajara "Don Miguel Hidalgo" 45659, Tlajomulco de Zúñiga, Jal. - Pte.
- C.C. Comandancia Regional IV.- Apto. Internacional "Lic. Manuel Crescencio Rejón", Mérida Yucatán.- Pte
- C.C. Comandancia Regional V.- Apto "Gral. Heriberto Frías" A.P. No. 382. Col. Centro. C.P. 91700. Veracruz, Ver.- Pte.
- C.C. Comandancia Regional VI.- Apto. Int. De la Cd. de Toluca, "Lic. Adolfo López Mateos" Ex Hacienda Canaleja C.P. 50200, Toluca Edo de México.- Pte.

JAT-GAM

\\10.13.57.201\01\2019\02\_AOC\Empresas H\HELIEJECUTIVO, S.A. DE C.V\Renovación AOC 2020-22\14721 EH Oficio Entrega AOC Renovación 2020.doc

Boulevard Adolfo López Mateos 1990, Colonia Los Alpes, C.P. 01010

Alcaldía Álvaro Obregón, CDMX

T: (55) 5723 9300

www.gob.mx/sct



**2020**

LEONA VICARIO

SECRETARÍA DE COMUNICACIONES Y TRANSPORTES



**CERTIFICADO DE EXPLOTADOR  
DE SERVICIOS AÉREOS**  
(AIR OPERATOR CERTIFICATE)

**HELIEJECUTIVO, S.A. DE C.V.**  
**AOC No. HEE / 2010**

Calzada de las Águilas 1124, C-304  
Col. San Clemente Sur, Álvaro Obregón  
Ciudad de México C.P. 01740

**Responsable general de la operación:** CAP. Luis Miguel Suárez Sánchez  
(Operation general manager)

**Teléfono (telephone):** 01 55 13 33 68 82

**Cel:**

**Correo electrónico (e-mail):** [luis.suarez@heliejecutivo.mx](mailto:luis.suarez@heliejecutivo.mx)

**Datos de contacto operacionales**  
(Operational contact data)

La información de contacto donde se puede ubicar a las autoridades de gestión operacional sin demoras indebidas se proporciona en:  
(Contact information where you can locate the operational management without undue delay provided in)

- Manual General de Operaciones.- Capítulo 2, (General Operations Manual, chapter 2).
- Sección A6 de las Especificaciones de Operación anexas al presente certificado (Operations Specifications Section A6 attached to this certificate).

El presente documento certifica que **HELIEJECUTIVO, S.A. de C.V.** ha cumplido con los requerimientos establecidos en la Ley de Aviación Civil, su Reglamento y Normas Oficiales Mexicanas correspondientes vigentes de los Estados Unidos Mexicanos y demás disposiciones aplicables, en razón de lo cual se le expide el presente certificado que le autoriza a realizar operaciones de transporte aéreo comercial de conformidad con dicha Ley, Reglamento, Normas Oficiales Mexicanas y demás disposiciones aplicables, así como con los términos, condiciones y limitaciones previstos en las especificaciones de operación anexas al presente.

El presente certificado es intransferible y salvo renuncia de su titular, a menos que sea suspendido, revocado o cancelado, permanecerá vigente durante la fecha indicada, y en caso de que las condiciones y requisitos que sirvieron de base para su otorgamiento no se mantengan actualizados, éste carecerá de validez.

*This document certifies that **HELIEJECUTIVO, S.A. de C.V.** has met the requirements of the Civil Aviation Law of Estados Unidos Mexicanos and related operating regulations and rules prescribed there for the issuance of this certificate and is hereby authorized to conduct commercial air transportation operations in accordance with such operating regulations and rules prescribed there and the term, conditions and limitations contained in the attached Operation Specifications.*

*This certificate is not transferable and, unless sooner surrendered, suspended or revoked, shall continue in effect until the indicated date.*

**DIRECTOR GENERAL ADJUNTO DE AVIACIÓN**



**ING. PABLO CARRANZA PLATA**

**Fecha de emisión (Issue date):** 09 de enero de 2020 (January 09th, 2020).

**Fecha de efectividad (Effective date):** 27 de enero de 2020 (January 27th, 2020).

**Fecha de vigencia (Expiration date):** 27 de enero de 2022 (January 27th, 2022).

Cualquier modificación en las limitaciones o en los datos del titular del certificado, deberá ser solicitado a la Agencia Federal de Aviación Civil.

Cualquier alteración a este certificado sin consentimiento por escrito de la Agencia Federal de Aviación Civil, será sancionado conforme a lo establecido en la Ley de Aviación Civil.

APPLICATION FOR EXEMPTION  
HELIEJECUTIVO, S.A. DE C.V.

EXHIBIT C

## FINANCIAL STATEMENTS



HELIEJECUTIVO, S.A. DE C.V.  
HEL0602174D8

ESTADO DE POSICIÓN FINANCIERA  
AL 31 DE DICIEMBRE DE 2019  
Cifras en moneda nacional

		2019	%	
<b>Activo</b>				
<b>Activo circulante corto plazo</b>				
	Efectivo en caja y depósitos en instituciones de crédito nacionales	2,942,006	12.17%	
	Cuentas y documentos por cobrar nacionales	15,860,241	65.59%	
	Contribuciones a favor	898,431	3.72%	
	Otros Activos circulantes	4,457,875	18.44%	
Total short-term current assets	<b>Total activo circulante corto plazo</b>	<b>24,158,553</b>	<b>99.91%</b>	US \$1,281,065
<b>Activo circulante largo plazo (no circulante o fijo)</b>				
	Activo Fijo	1,245,429	5.15%	
	Depreciación acumulada	- 1,224,151	-5.06%	
Total long-term current assets (non-current or fixed)	<b>Total activo circulante largo plazo (no circulante o fijo)</b>	<b>21,278</b>	<b>0.09%</b>	US \$1,128
<b>Otros Activos</b>				
	Otros Activos	-	0.00%	
	<b>Total otros activos</b>	<b>-</b>	<b>0.00%</b>	
Total assets	<b>Total de activo</b>	<b>24,179,831</b>	<b>100.00%</b>	US \$1,282,193
<b>Pasivo</b>				
<b>Pasivo a corto plazo</b>				
	Cuentas y documentos por pagar nacionales	2,433,031	6.04%	
	Contribuciones por pagar	10	0.00%	
	Otros pasivos a corto plazo	2,019,469	5.01%	
Total short-term liabilities	<b>Total pasivo a corto plazo</b>	<b>4,452,510</b>	<b>11.05%</b>	US \$236,105
<b>Pasivo a largo plazo</b>				
	Aportaciones para futuros aumentos de Capital	35,846,913	88.95%	
Total long-term liabilities	<b>Total pasivo a largo plazo</b>	<b>35,846,913</b>	<b>88.95%</b>	US \$1,900,868
Total liabilities	<b>Total pasivo</b>	<b>40,299,423</b>	<b>100.00%</b>	US \$2,136,973
<b>Capital</b>				
<b>Capital social</b>				
<b>Capital contribuido</b>				
	Capital social proveniente de aportaciones	50,000	-0.31%	
	Aportaciones para futuros aumentos de capital	-	0.00%	
<b>Capital ganado</b>				
	Resultados acumulados	- 19,758,580	122.57%	
	Resultado del ejercicio	3,588,988	-22.26%	
Total share capital	<b>Total del capital social</b>	<b>- 16,119,592</b>	<b>100.00%</b>	- US \$854,780
Total liabilities and capital	<b>Total de pasivo y capital</b>	<b>24,179,831</b>		US \$1,282,193

P.A. Luis Miguel Suárez  
Representante legal

C.P. Edgar Ernesto Mendoza González  
Cédula Profesional: 5058540  
Preparó

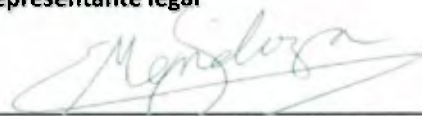
"Bajo protesta de decir verdad, manifiesto que las cifras contenidas en este Estado Financiero son veraces y contienen toda la información referente a la situación y/o los resultados de la empresa y afirmo que soy (somos) legalmente responsable(s) de la autenticidad y veracidad de las mismas, asumiendo, así mismo, todo tipo de responsabilidad derivada de cualquier declaración en falso sobre la misma."

ESTADO DE RESULTADOS  
DEL 1 DE ENERO AL 31 DE DICIEMBRE DE 2019  
Cifras en moneda nacional

		2019	%	
<b>Ingresos</b>				
	Ventas y servicios nacionales	23,469,042	100.00%	
<b>Costos</b>				
	(-) Costo de lo vendido	-	0.00%	
Gross (loss) profit	(=) <b>Utilidad (pérdida) bruta</b>	<u>23,469,042</u>	100.00%	US \$1,244,502
<b>Gastos</b>				
	(-) Gastos de operación	19,389,633	82.62%	
Operating (loss) profit	(=) <b>Utilidad (pérdida) operativa</b>	<u>4,079,409</u>	17.38%	US \$216,320
<b>Otros ingresos y productos</b>				
	(+) Utilidad cambiaria	-	0.00%	
	(-) Pérdida cambiaria	-	0.00%	
<b>RIF</b>				
	(+) Productos Financieros	33,210	0.14%	
	(-) Gastos Financieros	523,631	2.23%	
	(-) Otros gastos	-	0.00%	
	(+) Otros productos	-	0.00%	
Profit (loss) before taxes	(=) <b>Utilidad (pérdida) antes de impuestos</b>	<u>3,588,988</u>	15.29%	US \$190,315
<b>Impuestos a la utilidad</b>				
	(-) Impuesto sobre la renta	-	0.00%	
Net profit (loss)	(=) <b>Utilidad (pérdida) neta</b>	<u>3,588,988</u>	15.29%	US \$190,315



P.A. Luis Miguel Suárez  
Representante legal



C.P. Edgar Ernesto Mendoza González  
Cédula Profesional: 5058540  
Preparó

"Bajo protesta de decir verdad, manifiesto que las cifras contenidas en este Estado Financiero son veraces y contienen toda la información referente a la situación y/o los resultados de la empresa y afirmo que soy (somos) legalmente responsable(s) de la autenticidad y veracidad de las mismas, asumiendo, así mismo, todo tipo de responsabilidad derivada de cualquier declaración en falso sobre la misma."

ESTADO DE POSICIÓN FINANCIERA  
AL 31 DE DICIEMBRE DE 2020  
Cifras en moneda nacional

			2020	%
Activo				
Activo circulante corto plazo				
	Efectivo en caja y depósitos en instituciones de crédito nacionales		8,232,987	27.74%
	Cuentas y documentos por cobrar nacionales		14,321,313	48.25%
	Contribuciones a favor		1,216,634	4.10%
	Otros Activos circulantes		3,207,296	10.81%
Total short-term current assets	Total activo circulante corto plazo	US \$1,356,097	26,978,231	90.89%
Activo circulante largo plazo (no circulante o fijo)				
	Activo Fijo		1,364,894	4.60%
	Depreciación acumulada		- 1,245,725	-4.20%
Total long-term current assets (non-current or fixed)	Total activo circulante largo plazo (no circulante o fijo)	US \$5,990	119,169	0.40%
Otros Activos				
	Otros Activos		2,584,846	8.71%
	Total otros activos		2,584,846	8.71%
Total assets	Total de activo	US \$1,492,018	29,682,246	100.00%
Pasivo				
Pasivo a corto plazo				
	Cuentas y documentos por pagar nacionales		39,406,277	96.00%
	Contribuciones por pagar		26,936	0.07%
	Otros pasivos a corto plazo		1,617,037	3.94%
Total passive short-term liabilities	Total pasivo a corto plazo	US \$2,063,446	41,050,250	100.00%
Capital				
Capital social				
Capital contribuido				
	Capital social proveniente de aportaciones		50,000	-0.44%
	Aportaciones para futuros aumentos de capital		-	0.00%
Capital ganado				
	Resultados acumulados		- 16,169,590	142.24%
	Resultado del ejercicio		4,751,587	-41.80%
Total share capital	Total del capital social	-US \$571,428	- 11,368,003	100.00%
Total liabilities and capital	Total de pasivo y capital	US \$1,492,018	29,682,246	

P.A. Luis Miguel Suárez  
Representante legal


C.P. Edgar Ernesto Mendoza González  
Cédula Profesional: 5058540  
Preparó

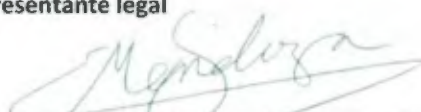
"Bajo protesta de decir verdad, manifiesto que las cifras contenidas en este Estado Financiero son veraces y contienen toda la información referente a la situación y/o los resultados de la empresa y afirmo que soy (somos) legalmente responsable(s) de la autenticidad y veracidad de las mismas, asumiendo, así mismo, todo tipo de responsabilidad derivada de cualquier declaración en falso sobre la misma."



ESTADO DE RESULTADOS  
DEL 1 DE ENERO AL 31 DE DICIEMBRE DE 2020  
Cifras en moneda nacional

		2020	%
<b>Ingresos</b>			
	Ventas y servicios nacionales	34,959,270	100.00%
<b>Costos</b>			
	(-) Costo de lo vendido	-	0.00%
Gross (loss) profit	(=) <b>Utilidad (pérdida) bruta</b>	<b>34,959,270</b>	100.00%
		US \$1,757,275	
<b>Gastos</b>			
	(-) Gastos de operación	29,631,232	84.76%
Operating (loss) profit	(=) <b>Utilidad (pérdida) operativa</b>	<b>5,328,038</b>	15.24%
		US \$267,821	
<b>Otros ingresos y productos</b>			
	(+) Utilidad cambiaria	-	0.00%
	(-) Pérdida cambiaria	-	0.00%
<b>RIF</b>			
	(+) Productos Financieros	662,575	1.90%
	(-) Gastos Financieros	1,239,026	3.54%
	(-) Otros gastos	-	0.00%
	(+) Otros productos	-	0.00%
Profit (loss) before taxes	(=) <b>Utilidad (pérdida) antes de impuestos</b>	<b>4,751,587</b>	13.59%
		US \$238,845	
<b>Impuestos a la utilidad</b>			
	(-) Impuesto sobre la renta	-	0.00%
Net profit (loss)	(=) <b>Utilidad (pérdida) neta</b>	<b>4,751,587</b>	13.59%
		US \$238,845	


  
P.A. Luis Miguel Suárez  
Representante legal

  
C.P. Edgar Ernesto Mendoza González  
Cédula Profesional: 5058540  
Preparó

"Bajo protesta de decir verdad, manifiesto que las cifras contenidas en este Estado Financiero son veraces y contienen toda la información referente a la situación y/o los resultados de la empresa y afirmo que soy (somos) legalmente responsable(s) de la autenticidad y veracidad de las mismas, asumiendo, así mismo, todo tipo de responsabilidad derivada de cualquier declaración en falso sobre la misma."

## CERTIFICATE OF SERVICE

I certify that a copy of the foregoing Application of Heliejecutivo, S.A. de C.V., was this 6<sup>th</sup> day of July 2021 served upon the following parties via e-mail. No indication was received that any transmission by electronic mail had failed.

  
Carmen Navarro

### SERVICE LIST

Robert Wirick	American Airlines	<i>robert.wirick@aa.com</i>
Daniel A. Weiss	United Airlines	<i>dan.weiss@united.com</i>
Christopher Walker	Delta Air Lines	<i>chris.walker@delta.com</i>
Alexander Krulic		<i>alex.krulic@delta.com</i>
Robert W. Kneisley	Southwest Airlines	<i>bob.kneisley@wnco.com</i>
Leslie C. Abbott		<i>leslie.abbott@wnco.com</i>
David Heffernan	Alaska Airlines	<i>dheffernan@cozen.com</i>
Evelyn D. Sahr	JetBlue	<i>esahr@eckertseamans.com</i>
Drew M. Derco		<i>dderco@eckertseamans.com</i>
Howard Diamond	Frontier Airlines	<i>howard.diamond@flyfrontier.com</i>
Anne Bechdolt		<i>anne.bechdolt@fedex.com</i>
Brian Hedberg	FedEx	<i>brian.hedberg@fedex.com</i>
Sandra L. Lunsford		<i>sllundsford@fedex.com</i>
Anita Mosner	UPS	<i>anita.mosner@hklaw.com</i>
Jennifer Nowak		<i>jennifer.nowak@hklaw.com</i>
Hugo Yon	US State Department	<i>yonhy@state.gov</i>
John Duncan	FAA Flight Standards	<i>john.s.duncan@faa.gov</i>
Christopher J. Collins	FAA DFW IFO	<i>chris.collins@faa</i>